IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 4TH DECEMBER 2007 / 13TH AGRAHAYANA 1929

Bail Appl..No. 7429 of 2007()

CMP.10339/2007 of J.M.F.C.-III, PUNALUR
CRIME NO.9/2001 OF KUNNICODE POLICE STATION

.....

: PETITIONER/ACCUSED

SURENDRAN @ SURA, S/O. GOPALAN,
SULTHA BHAVAN, NEAR GANDHI GRAM, KOTTAVATTOM MURI,
CHAKKUVARAKKAL VILLAGE.

BY ADV. SRI.S.PRAKASH

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 04/12/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.7429 of 2007

Dated this the 4th day of December 2007

O R D E R

Application for regular bail. The petitioner faces indictment in a prosecution for offences punishable under the Kerala Abkari Act. The petitioner was allegedly found to be in possession of 120 litres of wash on 12/1/2001. The petitioner was not arrested at the crime stage or thereafter. Investigation is complete. Final report has already been filed. Cognizance has been taken. Committal proceedings has been registered. The petitioner has at long last been arrested on 14/11/2007. He continues in custody from that date.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer on condition that appropriate safeguards may be insisted to ensure the presence of the petitioner for trial and I am satisfied that regular bail can be granted to the petitioner subject to appropriate conditions.

3. In the result, this petition is allowed. The petitioner shall be enlarged on bail on the following terms and conditions:

i) He shall execute a bond for Rs.1,00,000/- (Rupees one lakh only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

ii) The petitioner shall report before the S.H.O of the Kunnicodu police station between 5 p.m and 6 p.m on the first and third Sundays of all English calender months until the case against him is finally disposed of.

(R.BASANT, JUDGE)

jsr

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007